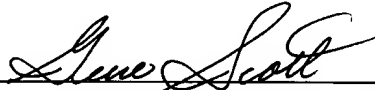


REMARKS/ARGUMENTS

1. Claims Status: claims 1-22 are pending in this application; claims 1-12, 17, 18 and 22 are rejected; claims 16 and 19 are objected to but contain allowable matter, and claims 20 and 21 are allowed.
2. Claims 1-12, 17, 18 and 22 are rejected under 35 USC §103(a) as unpatentable over Martin, while claims 13 and 14 are rejected under 35 USC §103(a) as unpatentable over Martin in view of Johnson and claim 15 is rejected under 35 USC §103(a) as unpatentable over Martin in view of Schwartz. However, the above amendment traverses this rejection in that the allowable subject matter of claim 19 has been fully included in claim 1 thereby placing claim 1 in condition for allowance. Claims 2-15, 17, 18 and 22 are now in condition for allowance for at least the same reasons as for claim 1 upon which they depend. Claim 16 is now in condition for allowance since it contains allowable subject matter and is dependent upon claim 1 as well.
3. A petition and fee for extension of time in the present response of 3 months is enclosed herewith. Therefore this amendment is timely filed as of the date of deposit shown below.
4. Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

Respectfully submitted,



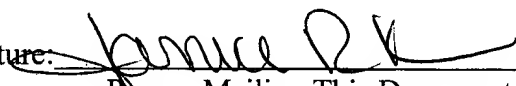
Gene Scott, Reg. No.: 37,930

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Attachment: Version with markings to depict the changes made in this response.

Certification

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: "Box Fee Amendment, Commissioner of Patents, Washington, DC 20231," on 2/10/03 date of deposit.

Signature: 

Person Mailing This Document

VERSION WITH MARKINGS TO SHOW CHANGES MADE

In the Claims:

Claim 1 has been amended as follows:

1. (Amended) A magnetic clip marker for use in engaging and marking a page of a book, the clip marker including in combination:

a pair of wall members aligned and joined together at one end thereof to define a throat therebetween, with said pair of wall members comprised of a base portion and a clip portion overlapping said base portion; the wall members [to define a throat therebetween and] structurally arranged to receive a page of a book between said base and said clip portions;

magnetic members aligned with respect to one another and mounted to [the] said base portion and said clip portion to permit contact therebetween; and

a cover member covering said magnetic members on said [overlapping] base portion and said clip portion to permit the page of the book to be readily received within said throat of the clip marker.